



Neuadd y Sir / County Hall, Llandrindod, Powys, LD1 5LG

Jeremy Patterson
Chief Executive

Os yn galw gofynnwch am - If calling please ask for
Wyn Richards

Ffôn / Tel: 01597 826375

Ffacs / Fax: 01597 826220

Ffôn Symudol / Mobile:

Llythyru Electronig / E-mail: wyn.richards@powys.gov.uk

Dyddiad / Date: **28 November 2014**

Dear Member,

Your attendance is requested at a meeting of the **POWYS COUNTY COUNCIL**, to be held in **THE CHAMBER, POWYS COUNTY HALL, LLANDRINDOD WELLS**, on **WEDNESDAY 5 March 2014 at 12:30PM OR LATER TERMINATION OF THE ADJOURNED COUNCIL MEETING BEING HELD EARLIER IN THE DAY**

Yours sincerely,
Jeremy Patterson
Chief Executive

AGENDA

1.	APOLOGIES	CC29-2014
-----------	------------------	------------------

To receive apologies for absence

2.	DECLARATIONS OF INTEREST	CC30-2014
-----------	---------------------------------	------------------

To receive any declarations of interest from Members relating to items to be considered on the agenda.

3.	CHAIR'S ANNOUNCEMENTS	CC31-2014
-----------	------------------------------	------------------

To receive any announcements from the Chair of Council or Leader

4.	CHIEF EXECUTIVE'S BRIEFING	CC32-2014
-----------	-----------------------------------	------------------

To receive a briefing from the Chief Executive.

5.	COUNCIL TAX RESOLUTION 2014-15	CC33-2014
-----------	---------------------------------------	------------------

To set the Council Tax for 2014-15.

[\[Enclosure CC33a-2014 \]](#)

[\[Enclosure CC33b-2014 \]](#)

6.	PAY POLICY STATEMENT	CC34-2014
----	-----------------------------	------------------

To consider the Pay Policy Statement.

[\[Enclosure CC34a-2014 \]](#)

[\[Enclosure CC34b-2014 \]](#)

7.	TREASURY MANAGEMENT STRATEGY STATEMENT AND ANNUAL INVESTMENT STRATEGY	CC35-2014
----	--	------------------

7.1 **Treasury Management Strategy Statement and Annual Investment Strategy**

To receive and consider the report of the Portfolio Holder for Finance.

[\[Enclosure CC35.1a-2014 \]](#)

7.2 **Confidential Matter**

To consider passing the following Resolution:

The Monitoring Officer has determined that category 3 of the Access to Information Procedure Rules applies to the following item. His view on the public interest test (having taken account of the provisions of Rule 11.8 of the Council's Access to Information Rules) was that to make this information public would disclose information relating to the financial or business affairs of any particular person (including the authority holding that information). These factors in his view outweigh the public interest in disclosing this information. Members are asked to consider these factors when determining the public interest test, which they must decide when considering excluding the public from this part of the meeting.

7.3 **Confidential Appendix**

To receive and consider the confidential appendix to the report.

[\[Enclosure CC35.3a-2014 \] \(You must be logged in and have sufficient rights in order to view this document.\)](#)

8.	NOTICE OF MOTION	CC36-2014
-----------	-------------------------	------------------

The following motion was put to full council in March 2010 by Cllr G.W. Ratcliffe and Cllr S. Millington "That the Council takes a pro-active approach to support the dog warden under The Dog (Fouling Of Land) Act 1996 in combating dog fouling in Powys. The wish of this motion is to take a strict, no exceptions approach to dog fouling and to increase the education of people and number of patrols to combat dog fouling. Any member of the public that allows a dog(s) in their control to foul the land and fails to clean up after them should be prosecuted. Secondly that when a prosecution is due in court the press are notified of the upcoming prosecution, this will show the public we mean what we say and that we are not prepared to accept this antisocial manner of behaviour any longer. Also we ask that consideration is given to allowing powers to be extended to parking/street attendants to issue tickets relating to dog fouling when Powys County Council takes control of street parking."

The outcome of the debate was:

"The Portfolio Holder for Housing and Public Protection advised that there were five dog wardens in the county so that resources were stretched and he therefore welcomed the suggestion that a wider range of officers be empowered to take enforcement action. This was something that was being looked at under the LEI initiative. An amendment was proposed and seconded that the Portfolio Holder prepared detailed report including costing for consideration by the Board.

RESOLVED that the Portfolio Holder prepare a detailed report including costings for consideration by the Board."

Also in February 2013 Cllr M.J. Dorrance along with Cllr D.W. Meredith put the following question:

"I am sure that you will agree that it is high time that every effort was made by the Authority to rectify the ever increasing problem of dog fouling on our footpaths, pavements and play areas. Is it, therefore, not time for this Authority to work with the Dyfed Powys Police Authority, like our neighbouring county Carmarthen, in sanctioning that PCSO's in Powys can become Enforcement Officers and issue on-the-spot fines to people who allow their dogs to foul our public areas? As reported by the police inspector, at a recent Town Council meeting, all new PCSO's are receiving the appropriate training to enable them to undertake such work as and when they receive the appropriate documentation to enable them to do so."

Also in July 2013 Cllr P.J. Ashton put a question relating to dog fouling to Full Council.

Since this the issues of dog fouling have not been improved and the key point to enforcement is that the prosecution and witness statement need to be successful.

The Motion to Council is as follows

This council holds a full review of Civil enforcements powers and also extends the powers relating to Dog fouling to CEOs to combat the issue of dog fouling across the county.

Proposer County Councillor G.W. Ratcliffe
 Secunder County Councillor M.J. Dorrance

9.	QUESTIONS IN ACCORDANCE WITH THE CONSTITUTION	CC37-2014
-----------	--	------------------

9.1 **Question to the Portfolio Holder for Commissioning and Procurement from County Councillor Stephen Hayes.**

In January, it was reported to cabinet that the projected Adult Social Care overspend for the current financial year had increased by £428,000. This was reported as 'mainly due to the delay in the tendering of the Home Care service. Savings anticipated in the current year will now not be realised.'

How do you, as portfolio-holder for commissioning and procurement throughout the relevant period, justify this costly failure to Council?

[Enclosure CC37.1a-2014]

9.2 **Question to the Leader and former Portfolio Holder for Highways, and the current Portfolio Holder for Highways from County Councillor Wynne Jones.**

In October 2012 the Portfolio Holder took a report to Cabinet regarding Street Lighting, which proposed 3 options. Following debate, Option 3 was agreed. That Option was to have a rolling programme across Powys, in which a number of existing "ON" Street lights would be converted to LED, which in turn would create some extra usage capacity, to enable many of the "OFF" street lights to be turned back on. It was mentioned in the report that this was a "balancing act" and that the outcome would be that overall, there would not be any increase in energy usage/cost to the Council.

In reality, certainly in my area and other areas in the North of Powys, this has not in fact happened and that all that has happened is that we have converted the "OFF" lights to LED and returned them to use, whilst the old "ON" lights have not been changed. I have received confirmation from the Senior Engineer that this is the case for all Communities in the North for which he is responsible.

I would like to know by who and when the decision was taken to change the policy that was set out clearly in the Cabinet Report of 23rd October 2012, and to undertake a different process which in turn would lead to a significant increase in energy usage and energy costs.

The decisions contained within the Cabinet report on 23rd October 2012, also led to expectations in our Communities, and I would further like to ask why Local Members were not informed of a change in the policy, which in turn would have enabled them to inform their Communities and subsequently manage those local expectations.

[Enclosure CC37.2a-2014]